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PTO/SB/21 (08-00)
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application	09/575,307	
	Filing Date	May 19, 2000	
	First Named	Brovelli, et al	
	Group Art Unit	1651	
	Examiner Name	Meller, M.	
Total Number of Pages in This Submission	6	Attorney Docket Number	NP4053

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ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Return Postcard
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<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Amy I. Ahn
Signature	
Date	July 25, 2002

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date: 7/25/02	
Typed or printed name	Toni Rich
Signature	
Date	July 25, 2002

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PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Docket Number (Optional)
NP4035



In re Application of
ECHINACEA INDUCTION OF PHASE II ENZYMES

Application Number
09/575,307

Filed
May 19, 2000

For
Brovelli, et al

Group Art Unit
1651

Examiner
Meller, M.

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This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

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- ☐ One month (37 CFR 1.17(a)(1)) \$ _____
- ☒ Two months (37 CFR 1.17(a)(2)) \$ 400
- ☐ Three months (37 CFR 1.17(a)(3)) \$ _____
- ☐ Four months (37 CFR 1.17(a)(4)) \$ _____
- ☐ Five months (37 CFR 1.17(a)(5)) \$ _____
- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ _____.
- ☐ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 01-1793.

I have enclosed a duplicate copy of this sheet.

- I am the ☐ applicant/inventor
- ☐ assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- ☒ attorney or agent of record.
- ☐ attorney or agent under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a) _____.

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7/25/02
Date

Amy I. Ahn
Signature

08/01/2002 CNGUYEN 00000090 011793 09575307

01 FC:116 400.00 CH

Amy I. Ahn
Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.



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Certification under 37 CFR 1.8

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By: Toni Rich

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brovelli, et al.
Serial No: 09/575,307
Filing Date: May 19, 2000
Conf. No.: 1112
Examiner: Meller, M.
Group Art: 1651
For: *ECHINACEA* INDUCTION OF PHASE II ENZYMES

Commissioner of Patents
Washington, D.C. 20231

RESPONSE TO SECOND NON-FINAL OFFICE ACTION

This is in response to the second non-final Office Action mailed February 27, 2002. --A--

Petition for a two month Extension of Time is being submitted herewith. Please deduct the two month extension fee of \$400.00 from Deposit Account No. 01-1793. Please amend the Claims as set forth below and consider the following remarks.

Amendments

Please amend Claim 7:

- 31
7. A method of inducing the expression of a phase II enzyme in a subject in need thereof comprising administering to the subject a lipid-soluble *Echinacea* extract.

The marked-up version of Claim 7 is included in the Appendix attached hereto.

Please add Claims 17-20.